

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

DONNA K. DAY,

Plaintiff,

vs.

**JO ANNE B. BARNHART, Commissioner
of Social Security,**

Defendant.

CIVIL NO. 05-075-GPM

JUDGMENT IN A CIVIL CASE

DECISION BY COURT. This matter came before the Court on a Report and Recommendation from Magistrate Judge Clifford J. Proud which recommended denial of Plaintiff's petition for judicial review of a final agency decision denying her certain social security benefits.

IT IS ORDERED AND ADJUDGED that pursuant to the Court's March 29, 2006, Memorandum and Order, the Report and Recommendation (Doc. 16) is **ADOPTED**, and the final decision of the Commissioner of Social Security is **AFFIRMED**.

IT IS FURTHER ORDERED AND ADJUDGED that this action is **DISMISSED** **on the merits.** The parties shall bear their own costs.

DATED: 03/29/06

NORBERT G. JAWORSKI, CLERK

By: s/ Linda M. Cook
Deputy Clerk

APPROVED: s/ G. Patrick Murphy
G. PATRICK MURPHY
U.S. DISTRICT JUDGE